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NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		ATTORNEY'S DOCKET NO. X11057C	
SERIAL NO. 10/785,326	FILING DATE February 24, 2004	EXAMINER D. Muirhei	GROUP ART UNIT 1614
IN RE APPLICATION OF Bryant, et al. TO THE COMMISSIONER FOR PATENTS:			
<p>Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated March 30, 2005 of the Primary Examiner finally rejecting Claims 40-53.</p> <p>() Notice of Appeal fee not required (fee paid in prior appeal of this application)</p> <p>(X) Notice of Appeal fee \$340.00</p> <p>() Applicant(s) petition(s) under 37 C.F.R. 1.136 for an extension of time to file the foregoing Notice of Appeal as follows:</p> <p>() One month (\$110.00)</p> <p>() Two months (\$430.00)</p> <p>(X) Three months (\$980.00)</p> <p>Please charge the fees indicated in the amount <u>\$1320.00</u> to Deposit Account No. 05-0840.</p> <p>The Commissioner is hereby authorized to charge any additional fees which may be required by this or any related paper, or credit any overpayment to Deposit Account No. 05-0840.</p> <p>Two copies of this sheet are enclosed.</p> <p style="text-align: right;"><i>[Signature]</i> Gilbert T. Voy Attorney for Applicant Registration No. 43,972 Phone: 317-276-2966</p> <p>ELI LILLY AND COMPANY Patent Division P.O. Box 6288 Indianapolis, Indiana 46206-6288</p> <p><u>January 19 2006</u></p>			
571 273 8300		CERTIFICATION OF FACSIMILE TRANSMISSION	
I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.			
<i>[Signature]</i> Type or print name of person signing certification		<i>[Signature]</i> Date	

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1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to: Deposit Account Number: 05-0840 Deposit Account Name: Eli Lilly and Company <input checked="" type="checkbox"/> Charge Any Additional Fee Required <input type="checkbox"/> Charge the Issue Fee Set in 37 CFR 1.18 at the time of allowance		3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>1051</td> <td>130</td> <td>Surcharge-late filing fee or oath</td> <td></td> </tr> <tr> <td>1052</td> <td>50</td> <td>Surcharge-late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>1053</td> <td>130</td> <td>Non-English specification</td> <td></td> </tr> <tr> <td>1251</td> <td>130</td> <td>Extension for reply within first month</td> <td></td> </tr> <tr> <td>1252</td> <td>450</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>1253</td> <td>1,020</td> <td>Extension for reply within third month</td> <td></td> </tr> <tr> <td>1254</td> <td>1,590</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>1255</td> <td>2,160</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>1401</td> <td>500</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>1402</td> <td>500</td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>1452</td> <td>500</td> <td>Petition to revive-unavoidable</td> <td></td> </tr> <tr> <td>1453</td> <td>1,500</td> <td>Petition to revive-unintentional</td> <td></td> </tr> <tr> <td>1502</td> <td>1,400</td> <td>Utility issue fee (or reissue)</td> <td></td> </tr> <tr> <td>122</td> <td>130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>1801</td> <td>790</td> <td>Request for Continued Examination (RCE)</td> <td></td> </tr> <tr> <td colspan="3">Other fee (specify)</td> <td>Formal Disclaimer</td> <td>110</td> </tr> <tr> <td colspan="3">Other fee (specify)</td> <td></td> <td></td> </tr> <tr> <td colspan="3">Other fee (specify)</td> <td></td> <td></td> </tr> <tr> <td colspan="3">Other fee (specify)</td> <td></td> <td></td> </tr> <tr> <td colspan="3">SUBTOTAL (3)</td> <td></td> <td>(\$)</td> </tr> </tbody> </table>				Large Entity Fee Code	Large Entity Fee (\$)	Fee Description	Fee Paid	1051	130	Surcharge-late filing fee or oath		1052	50	Surcharge-late provisional filing fee or cover sheet		1053	130	Non-English specification		1251	130	Extension for reply within first month		1252	450	Extension for reply within second month		1253	1,020	Extension for reply within third month		1254	1,590	Extension for reply within fourth month		1255	2,160	Extension for reply within fifth month		1401	500	Notice of Appeal		1402	500	Filing a brief in support of an appeal		1452	500	Petition to revive-unavoidable		1453	1,500	Petition to revive-unintentional		1502	1,400	Utility issue fee (or reissue)		122	130	Petitions to the Commissioner		1801	790	Request for Continued Examination (RCE)		Other fee (specify)			Formal Disclaimer	110	Other fee (specify)					Other fee (specify)					Other fee (specify)					SUBTOTAL (3)				(\$)
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